## REGULAR MEETING DECEMBER 15, 2014 COUNCIL CHAMBERS

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Regular session of the Lackawanna City Council met in the Council Chambers, Council President Henry Pirowski presiding. The meeting was preceded by the Pledge of Allegiance led by Council President Pirowski.

Meeting called to order

**NB:** Meeting being recorded

Roll Call: Council: Present: Noman, Iafallo, Jerge, Lewis, Pirowski

Dept. Heads: Present: Law, Development, Public Works, Recreation,

Public Safety, Comptroller

**Approval of Minutes:** of regular meeting of December 1, 2014

Moved by Jerge, seconded by Lewis to adopt minutes of regular meeting of December 1, 2014 as written

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0

#### **Departmental Reports:**

- 1. City Treasurer-Receipts deposited into General Fund-November 2014
- 2. City Comptroller-A/P Check Listing #16-dated November 28, 2014
- 3. City Comptroller-Statement of Condition of Approp.-dated October 31, 2014
- 4. City Clerk-Monthly report for November 2014

Moved by Jerge seconded by Pirowski to receive and file departmental reports one thru four Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0

#### **Communications from the Mayor:**

#### **DPW-Seasonal Workers**

5. To: City Council

After discussing matters with Commissioner DeSantis regarding manpower for the Department of Public Works, we have discovered a needed urge to hire, on a three month temporary basis, three people to help work as laborers through the winter months. We decided we will set the value at \$12.00 an hour and they will not work more than 35 hours a week.

Five members are out on compensation-injured on duty and one is out convalescing.

The funds requested are being requested to be transferred from our Contingency account line, which is a special account for emergency or unexpected purposes. Last year, we did not utilize the account, the year before we used some for an emergency demolition.

An ordinance will accompany this request.

#### MAYOR GEOFFREY M SZYMANSKI

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Moved by Pirowski seconded by Iafallo to table for study

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0

#### **Assessment Review Board**

6. To: City Council

City Assessor, Frank Krakowski, has requested a month ago for the City Council to appoint one member to the Board of Assessment Review.

As you know, this is a position that can only be appointed by the City Council.

Mr. Krakowski recommended two people for one position. The person must be a real estate broker and live in the City of Lackawanna. This position must be filled in the very near future. I am requesting the City Council to vote on this position for the meeting on December 15, 2014.

### MAYOR GEOFFREY M SZYMANSKI

Moved by Pirowski seconded by Jerge, to direct the City Assessor to advertise for the position on the Assessment Review Board

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0

## **Communications from Department/Division Heads:**

#### **Noise Ordinance**

1. To: City Council

Please put the attached ordinance on the agenda for Council approval.

Thank you

## ANTONIO SAVAGLIO-CITY ATTORNEY

Moved by Pirowski seconded by Noman to table for study

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

#### Police Dept-Request to Sell 2013 Chevy Tahoe

8. To: City Council

I respectfully request that the City Council grant permission to sell a 2013 Chevrolet Tahoe, bearing Vehicle Identification Number 1GBNSK2E00DR300735, which had been in use by the Lackawanna Police Department, and was previously purchased through Federal Asset Forfeiture Funds statue. A newer replacement vehicle has been purchased for Police Department use under the same Federal Asset Forfeiture Fund account.

It is further requested that all proceeds from the sale of the aforementioned vehicle be placed in the Police Department asset forfeiture account, A695, as required by the Federal Asset Forfeiture Status.

#### JAMES T KUNA-DIRECTOR OF PUBLIC SAFETY

Moved by Pirowski seconded by Jerge to table for study

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

## **Tabled Items Over Ninety Days**

9. To: City Council

As per policy established by the City Council on May 20, 1991, all tabled items not acted upon within ninety (90) days shall be deemed null and void and be resubmitted to the City Council to be received and filed.

I respectfully submit the following tabled agenda items over 90 day limit:

| <b>Meeting of:</b> | <u>Item #</u> | <b>Submitted by:</b> | <b>Description</b>                        |
|--------------------|---------------|----------------------|---|
| 04/28/14           | Res.          | Assessor/Law         | Land Bank                                 |
| 05/15/14           | #6            | Family               | Rename Pearl St-Willie McMillan St        |
| 09/02/14           | Bus. Lic.     | Renee Davis          | Bflo Best Bottles & Cans-Business License |
| 09/15/14           | #4            | Public Works         | remove traffic signal-So. Park/Roland     |
| 09/15/14           | #5            | Public Works         | remove traffic signal-So. Park/Autumn Ln  |
| 09/15/14           | #7            | Public Works         | remove traffic signal-Electric/Warsaw     |

#### JACQUELINE CAFERRO-CITY CLERK

Moved by Pirowski seconded by Iafallo to receive and file

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0

## Sale of Property-54 Wilkesbarre

10. To: City Council

It has come to my attention that an ordinance for the above mentioned property was inadvertently omitted for the City Council agenda. I am requesting the City Council adopt the attached ordinance so that the transfer can be concluded.

#### FRANK E KRAKOWSKI-CITY ASSESSOR

Moved by Pirowski seconded by Noman to table for study

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0

#### **Establish Budget Line-November Storm**

11. To: City Council

Please consider a separate budget line for the bills associated with the November storm. Attached for your consideration is an Ordinance establishing and funding the line item.

If you have any question, please feel free to give me a call.

## PEGGY BIGAJ-SOBOL-CITY COMPTROLLER

Moved by Pirowski seconded by Jerge to receive and file, act on ordinance

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0

## **Transfer of Funds-Electric Avenue Project Expenditures**

12. To: City Council

Please consider transferring \$231,608.33 from the 2006 Street Resurfacing Capital Project to the Street Resurfacing (CHIPS) Capital Project to be utilized for the Electric Avenue Expenditures. The 2006 Street Resurfacing Project is completed.

If you have any questions, please feel free to give me a call.

#### PEGGY BIGAJ-SOBOL-CITY COMPTROLLER

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0

## **Inter-Fund Advance-Electric Ave Project**

13. To: City Council

Attached for your approval is the Inter-fund Advance between the General fund and the Capital Fund for the Electric Avenue Project.

If you have any questions, please feel free to give me a call.

#### PEGGY BIGAJ-SOBOL-CITY COMPTROLLER

Moved by Pirowski seconded by Iafallo to receive and file, act on ordinance

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

## **Chapter 83-Unsafe Buildings**

14. To: City Council

Please put the attached ordinance on the agenda for Council approval.

Thank you

#### ANTONIO SAVAGLIO-CITY ATTORNEY

Moved by Pirowski seconded by Jerge to receive and file, act on ordinance

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0

## **Amending Procurement Policy**

15. To: City Council

Please put the attached ordinance on the agenda for Council approval.

Thank you

#### ANTONIO SAVAGLIO-CITY ATTORNEY

Moved by Pirowski seconded by Noman to receive and file, act on ordinance

Yeas: Noman Iafallo, Jerge, Lewis, Pirowski Carried 5-0

#### **Ordinances:**

(1) An Ordinance establishing and funding a separate line item for the November Storm

# AN ORDINANCE AMENDING THE 2014-2015 BUDGET ORDINANCE ADOPTED JULY 14, 2014

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York as follows:

- **SECTION 1.** That the 2014-2015 Budget Ordinance adopted July 14, 2014 is hereby amended to increase appropriations for the November Snow Storm
- **SECTION 2.** That the 2014-2015 Budget Ordinance is hereby amended to add \$630,000.00 to budget code A.5110.444 Maintenance of Streets, Snow Storm.

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**SECTION 3.** That the 2014-2015 Budget Ordinance is hereby amended to appropriate \$630,000.00 of the City's Fund Balance

#### THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Pirowski seconded by Jerge to adopt ordinance as written Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

(2) An Ordinance authorizing an Inter-fund advance-2014 Electric Ave Project

# AN ORDINANCE AUTHORIZING AN INTER-FUND ADVANCE BETWEEN THE GENERAL FUND AND THE CAPITAL FUND\

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York as follows:

- **SECTION 1.** That the General Fund will advance \$425,000 to the Capital fund for the 2014 Electric Avenue Project
- **SECTION 2.** That the Capital Fund will repay the advance within the current fiscal year when CDBG and CHIPS reimbursement is received

#### THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Pirowski seconded by Iafallo to adopt ordinance as written Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

# (3) An ordinance amending Chapter 83, Buildings, Unsafe, of the City of Lackawanna Municipal Code

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that City Code Chapter 83, rescinded and replaced as follows:

## Chapter 83. BUILDINGS, UNSAFE

## 83-1. Purpose

Unsafe buildings pose a threat to life and property in the City of Lackawanna. Buildings and structures may become unsafe by reason of damages by fire, the elements, age or general deterioration. Vacant buildings not properly secured at doorways and windows also serve as an

attractive nuisance for young children who may be injured therein, as well as a point of congregation by vagrants and transients. A dilapidated building may also serve as a place of rodent infestation, thereby creating a health menace to the community. It is the purpose of this chapter to provide for the safety, health, protection and general welfare of persons and property in the City of Lackawanna by requiring that such unsafe buildings be repaired or demolished and removed.

#### 83-2. Title

This chapter shall be known as the "Unsafe Buildings Ordinance of the City of Lackawanna".

#### 83-3. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

#### **BUILDING**

Any building, structure or portion thereof used for residential, business or industrial purpose.

#### CODE ENFORCEMENT OFFICER

The Code Enforcement Officers employed by the City of Lackawanna, their designees or such other person appointed by the Director of development to enforce the provisions of this chapter.

#### **UNSAFE BUILDING**

All buildings or structures which have any or all of the following defects shall be deemed "unsafe building":

- **A.** Those whose interior walls or other vertical structural members list, lean or buckle to such an extent that a plumb line passing through the center of gravity falls outside of the middle third of its base.
- B. Those which, exclusive of the foundation, show 33% or more of damage or deterioration of the supporting member or members or 50% of damage or deterioration of the non-supporting enclosing or outside walls or covering.
- C. Those which have improperly distributed loads upon the floors or roofs or in which the same is overloaded or which have insufficient strength to be reasonably safe for the purpose used.
- D. Those which have been damaged by fire, wind or other causes so as to have become dangerous to life, safety, morals or the general health and welfare of the occupants or the people of the City of Lackawanna.
- E. Those which have become or are so dilapidated, decayed, unsafe, or unsanitary or which so utterly fail to provide the amenities essential to decent living that they are unfit for human habilitation or are likely to cause sickness or disease, so as to work injury to the health, morals, safety or general welfare to those living therein.
- F. Those having light, air and sanitation facilities which are inadequate to protect the health, morals, safety or general welfare of humans who live or may live therein.

- G. Those having inadequate facilities for egress in case of fire or panic or those having insufficient stairways, elevators, fire escapes or other means of escape.
- H. Those which have parts thereof which are so attached that they may fall and injure members of the public or property.
- I. Those which because of their condition are unsafe, unsanitary or dangerous to the health, morals, safety or general welfare of the people of the City of Lackawanna.
- J. Those buildings existing in violation of any provision if the New York State Uniform Fire Prevention and Building Code, Building Construction Codes Administration, Zoning Law of the City of Lackawanna, or any other applicable Law or Ordinance of the City of Lackawanna.
- K. Any building or structure which remains vacant and unattended continuously for a period of one year or longer without adequate safeguards to prevent unauthorized entry.

## 83-4. Investigation and report.

When, in his/her own opinion or upon receipt of information that a building is or may become dangerous or unsafe to the general public; is open at the doorways and windows, making it accessible to and an object of attraction to minors under 18 years of age, as well as to vagrants and other trespassers; is or may become a place of rodent infestation; presents any other danger to the health, safety, morals and general welfare of the public; or is unfit for the purposes for which it may lawfully be used, the Code Enforcement Officer shall cause or make an inspection thereof and report, in writing, to the Director of Development his/her findings and recommendations in regard to its repair or demolition and removal.

#### 83-5. Determination of unsafe condition.

The Director of Development, his designee or such other person appointed by the Director of Development, shall hereafter consider such report and, determine, if in his opinion the report so warrants, that such building is unsafe and dangerous and order its repair, if the same can be safely repaired, or its demolition and removal and further order that a notice be served upon the persons and in the manner provided herein.

The following standards shall be followed in substance by the Director of Development in ordering repair, vacations, or demolition of unsafe buildings:

- A. Repairing. If the building can reasonably be repaired so that it will no longer exist in violation of the terms of this chapter, it shall be ordered repaired.
- B. Vacating. If the building is in such condition as to make it unsafe to the health, safety or general welfare of its occupants, it shall be ordered to be vacated.
- C. Demolition. In any case where a building is 50% damaged, decayed or deteriorated from its original value or structure it shall be demolished, and in all cases where a building cannot be repaired so that is will no longer exist in violation of the terms of

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this chapter, it shall be demolished. In all cases where a building is a fire hazard existing or erected in violation of the terms of this chapter or any ordinance or Local Law of the City or statue of the state, it shall be demolished.

#### 83-6. Contents of notice.

The notice shall contain the following:

- A. A description of the premises.
- B. A statement of the particulars in which the building is unsafe or dangerous.
- C. An order outlining the manner in which the building is to be made safe and secure or demolished and removed.
- D. A statement that the securing or removal of such building will commence within 30 days of service of the notice and shall be completed within 60 days thereafter, unless for good cause shown such time be extended.
- E. A date, time and place for a hearing before the Director of Development in relation to such dangerous and unsafe building, which hearing shall be scheduled not less than five business days from the date of service of the notice.
- F. A statement that, in the event of neglect or refusal to comply with the order to secure or demolish and remove the building, the City of Lackawanna is authorized to provide for its securing or demolition and removal, to assess all expenses thereof against the land on which it is located and to institute a special proceeding to collect the costs of securing or demolition, including but not limited to, legal expenses and any fees associated with the retention of an expert(s) to enforce the provisions of this chapter.

#### 83-7. Service of notice.

Said notice shall be served:

- A. By personal service of a copy thereof upon the owner, executor, administrator, agent, lessee or any person having a vested or contingent interest in such unsafe building as shown by the records of the City treasurer, City Assessor, City Clerk or County Clerk; or
- B. By personal service of a copy of such notice upon any a person of suitable age and discretion residing in or occupying such premises; and
  - By mailing a copy of such notice via certified mail directed tot eh owner, executor, administrator, agent, lessee or any person having a vested or contingent interest in such unsafe building as shown by the above records; or
- C. By securing affixing a copy of such notice upon the unsafe building; and by mailing a copy of such notice via certified mail directed tot eh owner, executor, administrator, agent, lessee or any person having a vested or contingent interest in such unsafe building as shown by the above records.

#### 83-8. Copy of notice to be filed.

A copy of the notice served as provided herein shall be filed in the office of the County Clerk of the County of Erie.

## 83-9. Refusal to comply.

In the event of the refusal or neglect of the person so notified to comply with said order of the Director of Development and after the hearing, the Director of Development shall provide for the demolition and removal of such building ort structure wither by City of Lackawanna employees or contract. Except in an emergency as provide in Section 83-14 hereof, any contract for demolition and removal of a building in excess of \$5,000 shall be awarded by competitive bidding.

#### 83-10. General Method of Demolition.

- A. Preparations. Before starting demolition, the following must be completed:
  - 1. An asbestos survey, asbestos abatement letter and an inspection report supplied by a New York State licensed asbestos inspector, must be submitted as part of the application for a building demolition permit. An asbestos survey is needed for the demolition of any building built before January 1, 1974, excluding agricultural. A licensed asbestos handler contractor shall perform any and all asbestos abatement projects performed in the City of Lackawanna. This contractor shall be licensed by the City of Lackawanna as a specialty contractor. The asbestos handler contractor shall obtain a building permit prior to the asbestos abatement work. A code enforcement officer, or his designee, shall inspect the completed asbestos abatement prior to any demolition or dismantling action taken by the contractor.
  - 2. A building or dismantling permit must be applied for, approved and issued.
  - 3. Prior to the issuance of the building demolition permit, all buildings must be baited for rodents. The demolition of the baited structure shall commence no later than (7) seven days after the baiting is completed. The applicant is responsible to provide written proof of such rodent baiting being performed by a licensed exterminator.
  - 4. The Director of development may, prior to the issuance of a building demolition permit, order an environmental impact study to determine whether any environmental hazards or contaminations are present.
  - 5. All gas, electric, water, steam and other supply lines shall be shut off and capped. In each case, the service company involved shall be notified in advance of any dismantling and/or demolition activity. It is the responsibility of the owner/contractor/ agent to notify UFPO (Underground Facilities Protection Organization) and to obtain any necessary permits.
  - 6. Where it is necessary to maintain any power, water, gas or electric lines during demolition, such lines shall be relocated or protected with substantial coverings in order to protect them from damage and to afford safety to the workmen.

- 7. Before any demolition or site work is done and before any large machinery, including, but not limited to, backhoes, excavators, front-end loaders tandem-axle dumpsters and their trucks, cranes, etc., is allowed on the sire or on any City right-of-way adjacent to the site, a sidewalk survey inspection must be done and included as part of the demolition permit paperwork submission. The sidewalk survey shall include a drawing of the site and any adjacent City rights-of-way, and shall include the address, the date, the inspector and a verbal description and photographs of the condition of all affected sidewalks, aprons, and other paved flatwork on the City right-of-way adjacent to the site or affected by the project. A follow-up inspection, including new photos, drawings and verbal description, shall be compared to the results from the initial sidewalk inspection to determine what damages, if any, have occurred.
- B. Demolition Work. All demolition work to be performed under this ordinance shall include the demolition and removal of all buildings structures above and below grade level, above and below ground storage tanks, underground tunnels, floors and appurtenances thereto and foundations removed to virgin soil. No partial removal or partial demolition of any structure and its components may take place without the written approval of the Director of development. All demolition work shall include the following:
  - 1. Removal of all old materials and rubbish of every description from the site of the demolition work, including all, basements and/or cellars.
  - 2. All foundations, concrete floors located in basements, sub-basements, cellars, boiler rooms and crawl spaces, etc., shall be broken, removed and dispensed of in conformance with this ordinance.
  - 3. In all cases where a retaining wall is demolished and/or removed or where the pitch of the finished, graded lot would likely cause erosion problems or where what is known as an embankment would have been formed, the contractor and the Code Enforcement Officer, or his designee, shall meet at the site and agree on type and method of installing fill materials, angle, pitch and relation of finished grade to sidewalk and walkway.
  - 4. Any damages to existing sidewalks, curbs, or streets caused in the performance of the work of this contact shall be replaced in kind and/or repaired. All remedial work shall be done by the contractor at his own expense, bearing the cost of restoring affected streets and curbs to a good and satisfactory condition and shall be approved by a Code Enforcement Officer.
  - 5. In the filling of excavations, voids and/or depressions, filling materials must conform to the following standards: The filling material shall be 66% clay materials or higher. The filling materials shall have no particles greater than 216 cubic inches in dimension. Sod, roots, stumps, trees, brush, or asphalt materials shall not be used so as to not disturb the environmental balance of the present and surrounding soils. Documentation of sources and custody of filling materials shall be provided and approved by a Code Enforcement Officer.

- 6. If the filling material is found to be contaminated or unsuitable as fill in any way, such filling material shall be removed from the sire and replaced at the demolition contractor's expense.
- 7. Upon completion of the demolition work the work area shall be graded and leveled, taking are to properly fill all depressions and voids. The final grade shall be of 12 inches of 100% soil content free of all aggregate materials as well as lacking sod, roots, stumps, trees, brush, stone and asphaltic material. Bituminous is not allowed to be used as filling materials. The final grade it to also provide proper drainage and to be done as to not collect any standing water or cause neighboring or adjacent properties to become a receptacle for the aforementioned drainage.
- 8. Barricades, "orange" construction fences and all other protection shall be continue, properly supported and maintained by this contractor for the full period of the contract and shall be removed by the contractor upon completion of the work.

#### C. Inspection.

- 1. The contractor is to notify a Code Enforcement Officer 24 hours prior to the start of demolition to provide for proper inspections.
- 2. The contractor shall be required to obtain an inspection from a Code Enforcement Officer after all excavation work is completed and prior to the placement of any filling materials. No backfilling of any excavation shall be performed prior to obtaining written approval from a Code Enforcement Officer.
- D. Removal of debris. Material and debris resulting from demolition for which a permit has been granted shall be removed from the premises as follows:
  - 1. All construction and demolition debris shall be disposed of in conformance and compliance with all state, federal and local legislation governing the disposal of this debris. The staging and/or storage of any construction and/or demolition debris from any demolition and/or cleanup jobs that does not have its origin at the respective job site is prohibited.
  - 2. Wrecking operations shall be kept within the property lines.
  - Chutes for the removal of materials and debris shall be provided in all such parts of demolition operations as are deemed necessary by the Code Enforcement Officer, or his designee.
- E. Watering-down of airborne particles.
  - 1. General requirements. The site of demolition activity shall be watered down when ever necessary to prevent the dispersion of airborne particles.
  - 2. Debris shall be "watered down" during all demolition activity before and during handling to hold down dust.

#### 83-11. Assessment of expenses.

All expenses incurred by the City of Lackawanna in connection with the proceedings to repair and secure or demolish and remove the unsafe building, including the cost of actually removing such building, shall be assessed against the land on which such building is located and shall be levied and collected in the same manner as provided I Chapter 201 of the City Code for the levy and collection of a special as valorem levy.

The owner, occupant or lessee in possession of any unsafe building shall be subject to suit and any other proceeding at law to collect all municipal liens, assessments, costs and expenses incurred by the Director of Development in repairing, securing or causing to be vacated or demolished unsafe buildings.

The City of Lackawanna may take such other legal action as is necessary to carry out the terms and provisions of this Chapter.

#### 83-12. Penalty for removing notice.

Any person removing the notice provided for in Subsection C of 83-7 hereof shall be guilty of an offense and upon conviction shall be fined in an amount not exceeding \$250 for each offense.

## 83-13. Penalty for failure to comply with notices or orders.

The owner, occupant or lessee in possession of any unsafe building who shall fail to comply with any notice or order to repair, vacate, or demolish such building given by any person authorized by this chapter to give such notice or order shall be fined not exceeding \$250 for each offense and a further sum of \$10 for each and every day such failure to comply continues beyond the date fixed for compliance.

#### 83-14. Emergencies

Where it reasonably appears that there is present a clear and imminent danger to the life, safety or health of any person or property unless an unsafe building is immediately repaired and secured or demolished, the Director of Development may authorize the Code Enforcement Officer to immediately cause the repair or demolition of such unsafe building. The expenses of such repair or demolition shall be a charge against the land on which it is located and shall be assessed, levied and collected as provided in 83-11 hereof.

#### 83-15. Severability.

Should any section or provision of this chapter be or be held invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the validity of the chapter as a whole or any part thereof other than said invalid or unconstitutional part.

#### THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Pirowski seconded by Jerge to adopt ordinance as written Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

#### (7) Procurement Policy Ordinance-Emergency Situations

## AN ORDINANCE AMENDING CHAPTER 43 OF THE CODE OF THE CITY OF LACKAWANNA ENTITLED PROCUREMENT POLICY

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that Chapter 43-7 Emergencies shall be amended by adding the following:

C. There shall be an established list of pre-approved contractors and service providers which shall be contacted and retained as necessary in emergency situations. The Mayor or his designee shall be authorized to enter into contracts with said contractors and service providers during emergencies. The provisions of this season shall not preclude the hiring of contractors and service providers which are not on the list if deemed necessary due to the nature of the emergency.

#### THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Pirowski seconded by Noman to adopt ordinance as written Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0 **Waive Rules:** Moved by Pirowski seconded by Iafallo to waive the rules Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0 **Business License:** Gurmail Singh-Gas Station-2540 South Park Avenue Moved by Pirowski seconded by Jerge to approve business license Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0 Adjournment: Moved by Pirowski seconded by Jerge to adjourn Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0 Henry R Pirowski-Council President Jacqueline A. Caferro –City Clerk